

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
CLERKS OFFICE
2005 MAR 15 P 1:31

RODNEY G. SMITH, EXECUTIVE DIRECTOR
Of the TEAMSTERS UNION 25 HEALTH
SERVICES & INSURANCE PLAN,
Plaintiff,

V.

MARK EQUIPMENT, CORP.,
Defendant,

and


EASTERN BANK,
Trustee.

Civil Action No.
05-10008-RGS

MOTION FOR ENTRY OF JUDGMENT BY DEFAULT

Now comes the Plaintiff, Rodney G. Smith, and moves that this Court enter the attached Judgment in accordance with the Application to Clerk for Entry of Default filed with this Court under cover dated February 23, 2005 and the Notice of Default issued by the Clerk of this Court on March 7, 2005. Pursuant to the Court's Standing Order Regarding Motions For Default Judgment, the Plaintiff submits herewith the appropriate form of default judgment and the affidavit of Brian M. Maser, Esquire.

Respectfully submitted,
For the Plaintiff,
**Rodney G. Smith, Executive Director
Of the Teamsters Union 25 Health
Services & Insurance Plan,**
By his attorneys,



Matthew E. Dwyer (BBO# 139840)
Brian M. Maser (BBO# 655667)
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Dated: 3-14-05
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